IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITON NO.3154 OF 1990

Sunil Gupta ..Petitioner.

V/s.

Union of India & Ors. ..Respondents.

Mr.S.N.Kantawala i/b. M/s.Kantawala for petitioner.
Mrs.N.V. Masurkar for respondents.

CORAM : S.RADHAKRISHNAN AND
J.P.DEVADHAR, JJ.

DATED : 27TH JANUARY, 2005.

P.C. :-

1. Heard learned counsel for the petitioner and respondents. This petition is filed at the stage of query memo, which is annexed to Exhibit 'G' to the petition. During the pendency of the petition, the petitioner has been allowed to clear the goods on furnishing bond. Since the matter has not been adjudicated, having regard to the facts and circumstances of the case, we deem it proper to permit the concerned authority to adjudicate the entire issue and accordingly direct the respondents to decide the issue on merits within a period of 12 weeks from today in accordance with law.

2. Rule is made absolute in the above terms. However, there will be no order as to costs.

(S.RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)